

IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.  
05 AUG 15 PM 1:04

TERRY L. CHARLTON  
Plaintiff,

vs.

TENNESSEE DEPARTMENT  
OF CORRECTION et al.,  
Defendants.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
No. 1:04-1290-T/AHON

MOTION TO VOID MOTION FOR EXTENSION OF TIME

COMES NOW, Plaintiff in the above styled action and respectfully moves this Court to void petitioner's Motion For Extension of Time.

Petitioner submits that the record will show that said petitioner filed a Motion For Extension of Time entered into record on the date of August 10th 2005

Said Motion was to request an extension of time to respond to the Defendant's Motion To Dismiss. However, the Petitioner moves that he has a Motion in Opposition to the Defendant's Motion To Dismiss pending before this Court that was over-looked.

For the "good faith" reason of human error, the Plaintiff requests that his Motion for Extension of Time be void and/or stricken.

Entered this 11th day of August, 2005

*Terry L. Charlton*  
Terry L. Charlton, Plaintiff

FILED BY *[Signature]* D.C.

05 AUG 16 AM 8:33

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE

MOTION GRANTED

DATE: 15 August 2005

*James D. Todd*  
James D. Todd  
U.S. District Judge

This document entered on the docket sheet in compliance with Rule 58 and/or 79 (a) FRCP on 8/17/05

· CERTIFICATE OF SERVICE ·

I HEREBY CERTIFY THAT A TRUE AND EXACT COPY  
OF: MOTION TO VOID MOTION FOR EXTENSION OF TIME

HAS BEEN FORWARDED BY FIRST CLASS, U.S. MAIL, WITH  
POSTAGE PAID, TO: Pentecost, Gleen & Rudd  
106 Stonebridge Blvd.  
Jackson, Tennessee 38305

ON THIS 11th DAY OF August, 2005.

Terry L. Charlton  
Terry L. Charlton, Plaintiff



## Notice of Distribution

This notice confirms a copy of the document docketed as number 19 in case 1:04-CV-01290 was distributed by fax, mail, or direct printing on August 17, 2005 to the parties listed.

---

Terry L. Charlton  
WHITEVILLE CORRECTIONAL FACILITY  
102704  
P.O. Box 679  
Whiteville, TN 38075

Kimberly J. Dean  
OFFICE OF THE ATTORNEY GENERAL  
P.O. Box 20207  
Nashville, TN 37202--020

Jon A. York  
PENTECOST GLENN & RUDD, PLLC  
106 Stonebridge Blvd.  
Jackson, TN 38305

Gustavus A. Puryear  
CORRECTIONS CORPORATION OF AMERICA  
Burton Hills Blvd.  
Nashville, TN 37215

James I. Pentecost  
PENTECOST GLENN & RUDD, PLLC  
106 Stonebridge Blvd.  
Jackson, TN 38305

Honorable James Todd  
US DISTRICT COURT